

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 2975**
Taichi SHINO et al. : Docket No. 2000_1452A
Serial No. 09/695,869 : Group Art Unit 2675
Filed October 26, 2000 : Examiner Chanh Duy Nguyen

AC PLASMA DISPLAY PANEL FOR : **Mail Stop Amendment**
REDUCING THE EMISSION OF
ELECTROMAGNETIC WAVES GENERATED
BY DISPLAY ELECTRODES AND CONDUCTORS

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

Sir:

Responsive to the Office Action dated March 24, 2005, reexamination and reconsideration of the application are requested in view of the following remarks.

Claims 16 and 21-23 remain in the application. In item 2 on page 2 of the Office Action, claims 16 and 21-23 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Kanazawa et al. (U.S. 6,288,692) in view of Shino et al. (U.S. 6,320,326) and further in view of Yamada (U.S. 6,275,203). This rejection is respectfully traversed for the following reasons.

35 U.S.C. § 103(c) provides that subject matter which qualifies as prior art under one or more of 35 U.S.C. § 102(e), (f) or (g) is disqualified as prior art against an application if the subject matter and the application "were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person." Accordingly, 35 U.S.C. § 103(c) provides that an applied reference can be disqualified as prior art against an application if (1) the reference qualifies as prior art under 35 U.S.C. § 102(e), (f) or (g), and (2) the application was filed on or after November 29, 1999.

Shino et al. qualifies as a prior art reference under 35 U.S.C. § 102(e) against the present application because Shino et al. was issued as a patent on November 20, 2001, which is subsequent to the filing date (October 26, 2000) of the present application, and because Shino et al. was filed on April 7, 2000, which is before the filing date of the present application.

As mentioned above, the present application was filed on October 26, 2000, which is after November 29, 1999. Therefore, each of the above conditions (1) and (2) of 35 U.S.C. § 103(c) have been met.

Statement of Common Ownership

The Applicants and their undersigned representative submit that the present invention and Shino et al. were, at the time the present invention was made, subject to an obligation of assignment to the same person. In the present situation, the “person” is Matsushita Electric Industrial Co., Ltd., the Assignee of both the present application and Shino et al.

In view of the above statement of common ownership of the present application and Shino et al., the Applicants respectfully submit that Shino et al. is disqualified as prior art against the present application under 35 U.S.C. § 103(c).

Accordingly, by disqualifying Shino et al. as prior art against the present application, the Applicants respectfully submit that the rejection of claims 16 and 21-23 under 35 U.S.C. § 103(a) as being unpatentable over Kanazawa et al. in view of Shino et al. and Yamada is traversed.

Therefore, the Applicants submit that claims 16 and 21-23 are clearly allowable.

Furthermore, the Applicants submit that the published Japanese priority applications of Shino et al. cannot qualify as prior art against the present application for the following reasons.

Shino et al. claimed priority to Japanese Patent Application No. 11-101065 and Japanese Patent Application No. 11-102276. JP 11-101065 and JP 11-102276 were each published on October 20, 2000 as Japanese Patent Application Publication No. 2000-293137 and Japanese Patent Application Publication No. 2000-294152, respectively.

The present application claims foreign priority under 35 U.S.C. § 119 to Japanese Patent Application No. 11-30502, which was filed on October 27, 1999. A verified English language translation of the foreign priority document is submitted concurrently herewith under a separate cover letter. The subject matter of each of claims 16 and 21-23 is supported by the foreign priority document.

Accordingly, the present invention has an effective filing date of October 27, 1999, which is earlier than the publication dates of the above-identified published priority applications of Shino et al.

Therefore, the published priority applications of Shino et al. cannot qualify as prior art against the present application.

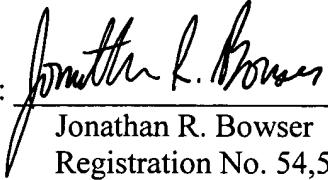
In view of the foregoing remarks, it is respectfully submitted that the present application is clearly in condition for allowance. An early notice thereof is respectfully solicited.

If, after reviewing this Request, the Examiner feels there are any issues remaining which must be resolved before the application can be passed to issue, the Examiner is respectfully requested to contact the undersigned by telephone in order to resolve such issues.

Respectfully submitted,

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